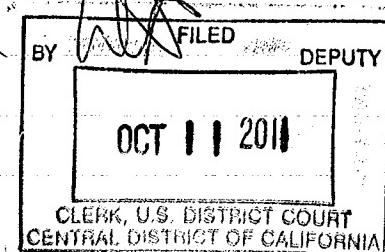


United States District Court
Central District Of California



Derek A. Capozzi,
Plaintiff

vs.

EDCV 10-239-AHM-(DTB)

The United States,
Defendant

Motion To Seal The Third Amended Complaint

On 12-03-10 Mr. Capozzi filed a SAC and attached affidavit under seal both. [Dkt. Nos. 32 & 33].

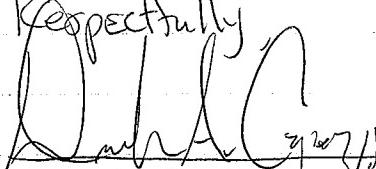
This Court granted that part of the motion sealing the complaint (SAC) and affidavit and denied, without prejudice, the request to preclude defendants from disseminating the SAC. That part was denied because the SAC was dismissed with leave to amend, and stated the request could be renewed with the Third

amended complaint.

Plaintiff here states that the basis and concerns set forth in the Motion To Seal the SAC w/attached affidavit are just as present here with the filing of the attached Third Amended Complaint.

For those very same reasons, Mr. Capozzi requests the Third Amended Complaint attached hereto be sealed as well at this time.

Further, Plaintiff asks and order that Plaintiffs be prohibited from disseminating any copy of the Third Amended Complaint, nor that they display it to constituents to any unauthorized person(s) as may be agreed upon at a later date and time when they possess counsel and a fair opportunity to address such issues through agreement or Court order.

Respectfully

Derek A. Capozzi

#22016-038

USP Lewisburg

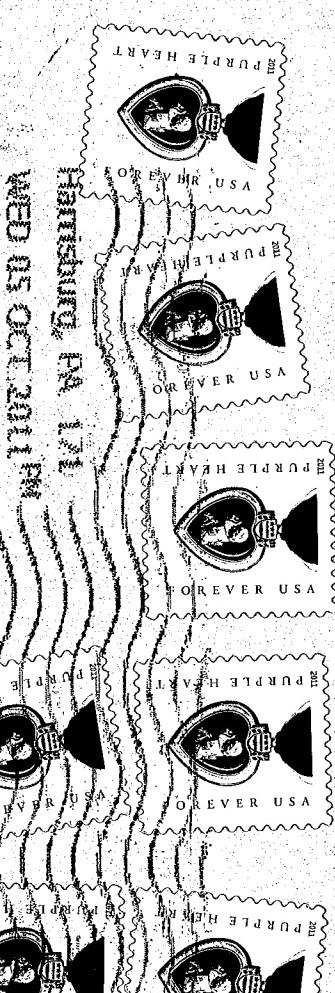
Box 1000

Lewisburg, PA 17837

October 3rd, 2011

Inmate Name: CAPOZZI, DEP
 Register Number: 22016-1088
 United States Penitentiary
 P.O. Box 1000
 Lewisburg, PA 17837

10/4/11



Harrisburg, PA 17105
 WED 12 OCT 2011 PM

United States District Courthouse

Central District of California

Eastern Division - Clerk Office

Attn: Mag. Judge David T. Brinklow

3470 Twelfth St.

Room 134

Riverside, California

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CENTRAL DISTRICT OF CALIFORNIA DEPUTY	

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U.S. PENITENTIARY
 P.O. BOX 1000
 LEWISBURG, PA 17837

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